

Please Direct All Correspondence to Customer Number **20995**

NOTICE OF APPEAL**FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant : Tsutsumi et al.
App. No : 10/559,801
Filed : December 8, 2005
For : SYNTHETIC RESIN CAP WITH
POSITIONING PROTRUSION,
CLOSING DEVICE, AND
CONTAINER-FILLED BEVERAGE
Examiner : Hylton, Robin Annette
Art Unit : 1752

**CERTIFICATE OF EFS WEB
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I hereby certify that this correspondence, and any other attachment noted on the automated Acknowledgement Receipt, is being transmitted from within the Pacific Time zone to the Commissioner for Patents via the EFS Web server on:

June 15, 2009

(Date)


Neil S. Bartfield, Ph.D., Reg. No. 39,901**Mail Stop AF**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated May 18, 2009 finally rejecting Claims 1 and 3-9.

The present application qualifies for Small Entity Status under 37 CFR 1.27.

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Notice of Appeal	41.20(b)(1)	2401 (\$270)		\$270
2 Month Extension	1.17(a)(2)	2252 (\$245)		\$245
			TOTAL FEE DUE	\$515

- (X) An extension of time is hereby requested by payment of the appropriate fee indicated above.
- (X) The amount of \$515 will be paid via EFS Web.

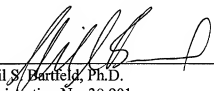
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Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Dated: June 15, 2009



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